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MLF

TRANSMITTAL LETTER				Case No. 659/921
Serial No. 10/041,693	Filing Date January 7, 2002	Examiner	Group Art Unit 3738	
Inventor(s) Margaret Ann Kato et al.				
Title of Invention Waist Elastic System With Improved Elastic Decay Properties For A Training Pant				

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Response to Notice to File Missing Parts of Application (2), Notice to File Missing Parts of Application, Postcard Receipt.

- Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- Petition for a _____ month extension of time.
- No additional fee is required.
- The fee has been calculated as shown below:

					Small Entity		Other Than Small Entity	
Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee	
Total	Minus			x \$9 =		x \$18 =		
Indep.	Minus			x 42 =		x \$84 =		
First Presentation of Multiple Dep. Claim					+ \$140 =		+ \$280 =	
					Total add'l fee	\$	Total add'l fee	\$

- Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$870. A duplicate copy of this sheet is enclosed.
- A check in the amount of \$ _____ to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Robert N. Carpenter
Registration No. 40,909
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231, on April 5, 2002.

Date: April 5, 2002

Signature:

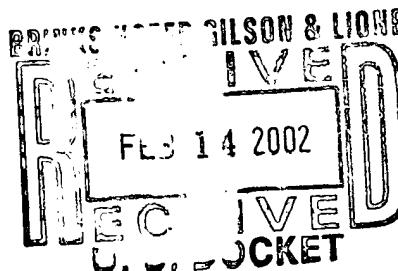


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/041,693	01/07/2002	Margaret Ann Kato	659/921

Robert N. Carpenter
 BRINKS HOFER GILSON & LIONE
 P.O. BOX 10395
 CHICAGO, IL 60610



CONFIRMATION NO. 7442

FORMALITIES LETTER



OC000000007425777

Date Mailed: 02/05/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/17/2002 SSSSHE1 00000097 10041693
 01 FC:101 740.00 CH
 02 FC:105 130.00 CH



I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents

Box Missing Parts

Washington, D.C. 20231

on April 5, 2002

Date of Deposit

Robert N. Carpenter

Name of applicant, assignee or

Registered Representative

Signature

April 5, 2002

Date of Signature

Case No. 659/921

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Margaret Ann Kato *et al.*

Serial No.: 10/041,693

Attention: Manager,
Application Branch

Filed: January 7, 2002

For: WAIST ELASTIC SYSTEM WITH
IMPROVED ELASTIC DELAY
PROPERTIES FOR A TRAINING PANT

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED**

Commissioner for Patents
Washington, D.C. 20231

Attn.: Box Missing Parts

Dear Sir:

In accordance with the Notice to File Missing Parts of Application Filing Date Granted dated February 5, 2002, a copy of which is attached, enclosed herewith for filing are the following documents:

- Fully executed Declaration for Patent Application and Power of Attorney for the above-referenced patent application.

- Applicant is:
- a small entity, verified statement is:
- attached
- already filed
- other than small entity
- Checks totaling \$_____ for:
- Filing Fee of \$_____.
- Surcharge of \$_____.
- Additional Claim Fees of \$_____.
- Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- Other: _____.
- The Commissioner is hereby authorized to charge \$870 to Deposit Account No. 23-1925 to cover the filing fee and surcharge. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated: April 5, 2002



Robert N. Carpenter
Registration No. 40,409
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610
(312)321-4200